IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 7TH NOVEMBER 2006 / 16TH KARTHIKA 1928

Bail Appl..No. 6480 of 2006()

CRIME NO.504/2006 OF KADAIKKAL POLICE STATION

PETITIONERS/ACCUSED NOS.8 TO 11:

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1. IRSHAD, S/O. SHAMSUDHEEN,
   AGED 22 YEARS, NELLIKKUNNIL HOUSE,
   CHITHARA AMSOM, KOLLAM DISTRICT.

2. SAJITH, S/O. NAZARUDHEEN,
   AGED 22 YEARS, SAJITH MANZIL, MANGODE AMSOM,
   KOLLAM DISTRICT.

3. SAYED, S/O. IBRAHIMKUTTY,
   AGED 21 YEARS, SAYED MANZIL, KUMMIL AMSOM.

4. ANSAR, S/O. MUHAMMED NOOH,
   AGED 22 YEARS, NAZARATH MANZIL, MANGOD AMSOM,
   KOLLAM DISTRICT.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT:

STATE OF KERALA THROUGH THE
SUB INSPECTOR OF POLICE, KADAIKKAL POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR, SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

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B.A. No. 6480 of 2006

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Dated this the 7th day of November, 2006

O R D E R

The petitioners are accused Nos. 8 to 11, in crime No.504/2006 of Kadaikkal Police Station, for the offence punishable under Sections 143, 147, 148 I.P.C., read with Section 149 of the Indian Penal Code and also under Section 5 of the Explosive Substances Act and under Section 27 of the Arms Act. The allegation is that, on 22/10/2006, the Sub Inspector of Police, found that five persons were possessing swords and also manufacturing country bombs, behind the panchayat community hall. On seeing the police, they tried to escape. While accused No.3, was jumping over the wall, a bomb burst causing injuries including the loss of left palm of the third accused. The petitioners were arrested on 22/10/2006. Hence, this application for bail.

2. The prosecutor submits that the accused in this case are from National Democratic Front (N.D.F), an extremist organisation, who were indulging such activities in the locality.

Most of the accused were arrested and interrogated. The investigation has progressed much.

3. In the above circumstances, I grant bail to the petitioners and release them from jail, imposing the following conditions:-

i. Each petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties each for the like sum, to the satisfaction of the Judicial Magistrate of the First Class-II, Kottarakara.

ii. The petitioners shall report before the Investigating Officer, once in a week, on every Sunday, between 10 a.m and 11 a.m, for a period of three months, starting from 12/11/2006 and, thereafter, on the first working day of every month, between the same timings, till the completion of the trial and final disposal of the sessions case.

(J.M.JAMES)
Judge

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